

Edward Gartenberg (State Bar No. 102693)
 Milena Dolukhanyan (State Bar No. 303157)
 GARTENBERG GELFAND HAYTON LLP
 15303 Ventura Blvd., Suite 900
 Sherman Oaks, California 91403
 Telephone: (213) 542-2100
 Facsimile: (213) 542-2101
 Email: egartenberg@gghslaw.com
mdolukhanyan@gghslaw.com

Howard Schiffman (admitted *pro hac vice*)
 Jeffrey F. Robertson (admitted *pro hac vice*)
 SCHULTE ROTH & ZABEL LLP
 919 Third Avenue
 New York, NY 10022
 Telephone: (212) 756-2000
 Facsimile: (212) 593-5955
 Email: howard.schiffman@srz.com
jeffrey.robertson@srz.com

*Attorneys for Defendants Eric J. Dalius,
 Professional Realty Enterprises, Inc.,
 Saivian LLC, Savings Network App LLC,
 and Realty Share Network LLC*

**UNITED STATES DISTRICT COURT
 CENTRAL DISTRICT OF CALIFORNIA**

SECURITIES AND EXCHANGE
 COMMISSION,

Plaintiff,

v.

ERIC J. "EJ" DALIUS, an individual,
 PROFESSIONAL REALTY
 ENTERPRISES, INC., a Corporation,
 SAIVIAN LLC, a Limited Liability
 Company, SAVINGS NETWORK APP
 LLC, a Limited Liability Company,

Case No. 2:18-cv-08497-FWS-E

Hon. Fred W. Slaughter

JOINT STIPULATION

**Concurrently filed with [Proposed]
 Order**

Complaint Filed: October 3, 2018

1 SAVING NETWORK APP LIMITED, a
 2 Limited Company, SAIVIAN
 3 INTERNATIONAL LIMITED, a
 4 Limited Company, SAIVIAN INT
 5 LIMITED, a Private Company, REALTY
 6 SHARE NETWORK LLC, a Limited
 Liability Company, and RYAN
 MORGAN EVANS,

7 Defendants.

8
 9 Plaintiff Securities and Exchange Commission (“SEC”) and Defendants Eric
 10 J. Dalius, Professional Realty Enterprises, Inc., Saivian LLC, Savings Network App
 11 LLC, Realty Share Network LLC, and Ryan Morgan Evans (collectively, the
 “Parties”), hereby stipulate and agree as follows:

12
 13 WHEREAS, on July 5, 2022, the Court issued a minute order [Dkt. No. 138],
 14 that granted in part the Parties’ Joint Motion to Modify Scheduling Order [Dkt. No.
 15 135], modifying the deadlines for motions and remaining deadlines to permit an
 16 additional mediation before Magistrate Judge Charles F. Eick that was scheduled for
 17 August 5, 2022;¹

18
 19 WHEREAS, on August 5, 2022, the Parties participated in a telephonic
 20 settlement conference held before Magistrate Judge Eick (the “Mediation”), during
 21 which a settlement in principle was reached between the SEC and the Defendants
 other than Defendant Ryan Morgan Evans (the “Settling Defendants”);

22
 23 WHEREAS, on August 8, 2022, Magistrate Judge Eick entered civil minutes,
 24 dated August 5, 2022 [Dkt. No. 139], reporting that after “[c]ounsel, the parties and
 25 the Court conferred” during the Mediation, “[a] settlement in principle was reached
 26 between the Plaintiff and the Defendants other than Defendant Evans”;

27
 28 ¹ The Court further ordered that “the parties shall submit a joint report notifying the
 court of the status of their settlement efforts within **7 days** of the settlement
 conference.” The Parties intend for this Joint Stipulation to serve as the Parties’ joint
 report to the Court.

1 WHEREAS the full Commission must approve the settlement in principle
 2 between the SEC and the Settling Defendants, a process that could take several
 3 weeks;

4 WHEREAS, the current scheduling order [Dkt. No. 138] calls for motions for
 5 summary judgment to be filed by August 12, 2022, and the SEC intends to file a
 6 motion for summary judgment against all Defendants absent a continuance of the
 7 current deadlines or other relief that preserves the SEC's rights to file a motion for
 8 summary judgment in the event the settlement agreement in principle cannot be
 9 finalized;

10 WHEREAS filing a motion for summary judgment to preserve the SEC's
 11 rights at the same time that a settlement in principle proceeds through the
 12 Commission review process would be inefficient and counterproductive to finalizing
 13 the settlement; and

14 WHEREAS, the Parties jointly request a continuance of the remaining
 15 deadlines in this case for sixty (60) days in light of the settlement in principle reached
 16 at the Mediation with the Settling Defendants to allow counsel for the SEC the time
 17 necessary to document and obtain approval of the settlement by the full
 18 Commission.²

19 NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED
 20 among the Parties, subject to the Court's approval, that:

21 [1] All remaining deadlines in the Court's minute order [Dkt. No. 138] are
 22 hereby continued for sixty (60) days, pending further order of the Court.

23 **IT IS SO STIPULATED**

24 ///

25 ///

26 ///

27 ///

28 ² Counsel for the SEC believes that 60 days is sufficient time to complete the Commission approval process. The SEC and Defendant Ryan Evans will continue to discuss potential resolution during this period as well.

1 Dated: August 9, 2022 GARTENBERG GELFAND HAYTON LLP

2 By: /s/_____
3 Edward Gartenberg
4 Milena Dolukhanyan

5 SCHULTE ROTH & ZABEL LLP
6 Howard Schiffman
7 Jeffrey F. Robertson

8 *Attorneys for Defendants Eric J. Dalius,*
9 *Professional Realty Enterprises, Inc.,*
10 *Realty Share Network LLC, Saivian LLC,*
and Savings Network App LLC

11 Dated: August 9, 2022 DAVIS WRIGHT TREMAINE LLP

12 By: /s/_____
13 Eric A. Bensky

14 *Attorneys for Defendant Ryan Morgan Evans*

15
16 Dated: August 9, 2022 SECURITIES AND EXCHANGE COMMISSION

17 By: /s/_____
18 Kenneth W. Donnelly
19 David A. Nasse
20 Derek S. Bentsen
21 Geoffrey Gettinger
Michael Flanagan

22 *Attorneys for Plaintiff*
23 *Securities and Exchange Commission*
24
25
26
27
28

PROOF OF SERVICE

I, Jeffrey F. Robertson declare:

1. I am a citizen of the United States, over the age of eighteen, and not a party to this action. My place of employment and business address is Schulte Roth & Zabel LLP, 901 Fifteenth Street, NW, Suite 800, Washington, DC 20005.

2. On this date, I caused to be served all other parties to this action the Joint Stipulation and [Proposed] Order by transmitting that document via electronic mail to the names and e-mail addresses of the persons set forth on the attached service list.

I declare under penalty of perjury that the above is true and correct to the best of my knowledge, information, and belief.

Executed on August 9, 2022, in Washington, DC.

/s/ Jeffrey F. Robertson

Jeffrey F. Robertson

SERVICE LIST

SEC v. Dalius, et al.

United States District Court – Central District of California

Case No. 2:18-CV-08497-FWS-E

Counsel for the Securities and Exchange Commission

Kenneth W. Donnelly

donnellyk@sec.gov

Derek Bentsen

bentsend@sec.gov

David Nasse

nassed@sec.gov

Geoffrey Gettinger

gettingerg@sec.gov

Andrew Skolnik

skolnika@sec.gov

Securities and Exchange Commission

100 F Street, N.E.

Washington, DC 20549

Counsel for Ryan Morgan Evans

Eric A. Bensky

EricBensky@dwt.com

Davis Wright Tremaine LLP

1001 G St NW, Seventh Floor

Washington, D.C. 20001